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ATTORNEYS AT LAW

July 24, 2003

VIA ELECTRONIC FILING AND FIRST-CLASS MAIL

Ms. Marlene H. Dortch
Secretary
Federal Communications Commission
445 12th Street, S.W.
Washington, DC 20554

Re: CC Docket No. 94-102
Withdrawal of Application for Review

Dear Ms. Dortch

On behalf of T-Mobile USA, Inc. ("T-Mobile"), I am writing to withdraw the Application for Review that T-Mobile filed in this docket on January 13, 2003. That Application sought review of an order of the Wireless Telecommunications Bureau dismissing an Amended Request for Limited Modification of E911 Phase II Implementation Plan.¹

As you are aware, T-Mobile and the Commission recently entered into a consent decree terminating an investigation into T-Mobile's compliance with the E911 Phase II rules and establishing a schedule of new benchmarks for T-Mobile's deployment of Phase II.² That agreement renders it unnecessary for the Commission to review the issues raised in the Application and, accordingly, T-Mobile asks that it be withdrawn.

Please contact me at 202.730.1320 if you have any questions.

Sincerely,


John T. Nakahata

c. Nese Guendelsberger, WTB

¹ T-Mobile USA, Inc. Amended Request for Limited Modification of E911 Phase II Implementation Plan, Order, CC Docket No. 94-102, DA 02-3451 (Wireless Telecommunications Bureau, rel. Dec. 13, 2002)

² In the Matter of T-Mobile, USA, Inc., Order, File No. EB-02-TS-012, FCC 03-172 (rel. July 17, 2003).